

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

MICROUNITY SYSTEMS ENGINEERING, §  
INC., a California corporation, §  
§  
Plaintiff, §  
§  
v. § Civil Action No. 2:05-CV-505 (TJW)  
§  
SONY COMPUTER ENTERTAINMENT § JURY  
AMERICA INC., a Delaware corporation, §  
§  
Defendant. §

**UNOPPOSED MOTION FOR ENTRY OF COMMISSION ORDER**

Upon Motion of Plaintiff, MICROUNITY SYSTEMS ENGINEERING, INC., and pursuant to Article 17 of the United States – Japan Consular Convention, Plaintiff hereby requests the authorization from this Honorable Court to take oral depositions at the United States Consulate in Osaka, Japan, of the following witnesses who will appear voluntarily:

Tsutomu Horikawa On or about August 13, 2007  
Sony Computer Entertainment Inc.  
2-6-21 Minami-Aoyama, Minato-ku, Tokyo, Japan

Ryuichi Tojo On or about August 14, 2007  
Sony Computer Entertainment Inc.  
2-6-21 Minami-Aoyama, Minato-ku, Tokyo, Japan

Takeshi Kono On or about August 15, 2007  
Sony Computer Entertainment Inc.  
2-6-21 Minami-Aoyama, Minato-ku, Tokyo, Japan

Seiichi Ikiuo On or about August 16, 2007  
Polyphony Digital Inc.  
1-10-19, Edagawa, Koto-ku, Tokyo, Japan

Hirobumi Asaine On or about August 16, 2007  
Sony Computer Entertainment Inc.  
2-6-21 Minami-Aoyama, Minato-ku, Tokyo, Japan

The depositions will commence on or about August 13, 2007 and terminate on or about August 16, 2007. Documents may be marked as exhibits during the course of these depositions.

Counsel and/or representatives for Defendant who may participate in said depositions are Esther H. Lim, E. Robert Yoches, Kenie Ho, Lei Mei, Venkatesh B. Krishnamoorthy, Jennifer Liu, James Y. Leong, Tetsuya Kobayashi, Tomonori Okuwaki, Hiroshi Morita, Yuji Takeuchi, Yoko Iguchi, and Toyu Yazaki; and counsel and/or representatives for Plaintiff who may participate in said depositions are Joseph S. Grinstein, Michael F. Heim, Rich Belgard, Douglas R. Wilson, Max R. Tribble, Jr. and Kathryn P. Hoek. The proceedings will be reported by Tanya Ward English of American Realtime Court Reporters, Shisa X, Room 803, 4-12-12 Nishi-Tenma, Kita-Ku, Osaka 530-0047.

In light of the facts recited herein, Plaintiff respectfully request entry of the proposed order attached to this Motion.

DATED: July 18, 2007

Respectfully submitted,

/s/ Stephen D. Susman by permission D. Wilson

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## **CERTIFICATE OF CONFERENCE**

Counsel for plaintiff conferred with counsel for defendant during the weeks of July 9 and July 16. The dates and location of the depositions referred to herein are agreed. Moreover, plaintiff provided a copy of this commission order (which is a standard form) to defendant, and the defendant did not object.

/s/ Douglas Wilson  
Douglas Wilson

## **CERTIFICATE OF SERVICE**

I hereby certify that all counsel of record, who are deemed to have consented to electronic service are being served this 18th day of July 2007, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3).

/s/ Douglas Wilson  
Douglas Wilson